

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
May 7, 2006
Tribal Court Room 7500 Odawa Circle
9:15 a.m. Smudging
9:30 a.m.

Closed Session: no

Call to Order: Meeting was called to order at: 9:34 a. m

Council Present: Legislative Leader Beatrice A. Law, Secretary Melvin L. Kiogima, Treasurer Shirley Oldman, Councilor Dexter McNamara, Councilor Alice Yellowbank, Councilor Rita Shananaquet, Councilor Mary Roberts, Councilor Regina Gasco Bentley, Councilor Fred Harrington, Jr.

Absent: none

Executive Office Present: none

Legal Staff Present: James Bransky-General Counsel

Staff Present: Michele LaCount-Legislative Office Manager

Commission, Boards and Committees: Denise Petoskey-Election Board Chairperson, Eleanor Barber-Election Board, Alice Hughes-Election Board, Marcia Sutton-Pow Wow Committee, Tina Sutton-Pow Wow Committee, Regina Gasco-Pow Wow Committee

Guests: Linda Harper, Andrew Stich

Opening Ceremony: Beatrice A. Law

Motion made by Councilor Harrington and supported by Councilor Gasco Bentley to adopt the agenda for May 7, 2006 in honor of Viola McNamara.

Vote: 9-Yes, 0-No, 0-Abstained, 0-Absent

Motion Carried

Motion made by Councilor Yellowbank and supported by Treasurer Oldman to approve the minutes for April 23, 2006 as amended.

Vote: 9-Yes, 0-No, 0-Abstained, 0-Absent

Motion Carried

Motion made by Treasurer Oldman and supported by Councilor Roberts to accept the Election Board's Quarterly Report as presented by Chairperson Denise Petoskey.

Vote: 9-Yes, 0-No, 0-Abstained, 0-Absent

Motion Carried

Motion made by and supported by to confirm nomination of Joann Cook as Little Traverse Bay Bands of Odawa Indian Chief Judge, term to be beginning June 2006, and ending June 2010.

Vote: 6-Yes, 3-No (Councilor McNamara, Councilor Gasco Bentley, Councilor Harrington), 0-Abstained, 0-Absent

Motion Carried

Motion made by Treasurer Oldman and supported by Councilor Harrington to disapprove Tribal Council Resolution, Establish Day, Time and Location for Tribal Council Meetings and Work Session.

Vote: 5-Yes, 4-No (Councilor Yellowbank, Councilor Shananaquet, Councilor Gasco Bentley, Legislative Leader Law), 0-Abstained, 0-Absent

Motion Carried

10:28 a.m. Recess Called

10:38 a.m. Meeting called back to order

Motion made by Treasurer Oldman and supported by Councilor Shananaquet to table the draft Resolution Providing for Amendment of Revenue Allocation Plan.

Vote: 9-Yes, 0-No, 0-Abstained, 0-Absent

Motion Carried

Motion made by Treasurer Oldman and supported by Councilor Roberts to adopt Tribal Resolution #050706-01 Appropriations to the Pow Wow Committee, Authorizing an Appropriation of \$35,000 to come from Prior-Period Funds.

Roll Call Vote: Councilor Gasco Bentley-abstained, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Councilor Harrington and supported by Councilor Gasco Bentley to Adopt Tribal Resolution #050706-02 Requesting Repatriation of the Tribe's Ancestral Remains and Burial Items from the University of Michigan for Proper Ceremony and Reburial.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Councilor Harrington and supported by Councilor McNamara to place Odawa Safe Traffic on the Legislative Agenda.

(Motion on hold in consideration of Public Comment)

11:45 a.m. Public Comment: Andrew Stich

11:55 a.m. Public Comment closed

(Discussion of previous motion continues regarding proposed legislation)
Vote: 7-Yes, 2-No (Councilor Shananaquet, Legislative Leader Law), 0-Abstained, 0-Absent
Motion Carried

12:07 p.m. Lunch recess called
1:42 p.m. Meeting reconvened

Motion made by Councilor Yellowbank and supported by Councilor Gasco Bentley to table Citizenship Statute until May 21, 2006 Tribal Council meeting.
Vote: 6-Yes, 0-No, 0-Abstained, 3-Absent (Treasurer Oldman, Councilor Roberts, Councilor Shananaquet)
Motion Carried

Motion made by Councilor Harrington and supported by Councilor Gasco Bentley to enact the Michelle Chingwa Education Assistance Act.
Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

Motion made by Councilor Harrington and supported by Councilor Yellowbank to enact Gijigowi Anishnaabemowin Program in Honor of Victor Kishigo.
Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-no, Councilor Yellowbank-yes, Treasurer Oldman-no, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

3:18 p.m. Recess called
3:26 p.m. Meeting reconvened

Motion made by Councilor Harrington and supported by Councilor Gasco Bentley to enact Waganakising Odawak Statute Tribal Youth Services Department, sponsored by Mary Roberts.
Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington -yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-no, Councilor Yellowbank-no, Treasurer Oldman-no, Secretary Kiogima-no, Legislative Leader Law-yes
Motion Carried

Motion made by Councilor Shananaquet and supported by Councilor Harrington to accept the Legal Department's report for May 7, 2006, given by James Bransky, General Counsel.
Vote: 9-Yes, 0-No, 0-Abstained, 0-Absent

Motion Carried

4:02 p.m. Public Comment opened: no comments

4:02 p.m. Public Comment closed

Motion made by Councilor Harrington and supported by Councilor Roberts to accept the written report from the Tribal Executive dated May 7, 2006.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor McNamara)

Motion Carried

Motion made by Councilor Harrington and supported by Councilor Roberts to adopt Tribal Resolution #050706-03 Approval of Intergovernmental Accord between the Tribal Leaders of the Federally Recognized Tribes in Michigan and the Governor of the State of Michigan to Expand Joint Economic Development Activities

Roll Call Vote: Councilor Gasco Bentley-yes, Fred Harrington, Jr. -yes, Councilor McNamara-absent, Councilor Roberts-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Councilor Yellowbank and supported by Councilor McNamara to adopt Resolution #050706-04 Request for Funding from the United States Department of Justice, Office of Community Oriented Policing Services, Little Traverse Bay Bands of Odawa Indians Law Enforcement Department, COPS FY 2006 Tribal Resources Grant Program.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-absent, Councilor Roberts-yes, Councilor Shananaquet-no, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Legislative Leader Law and supported by Councilor Yellowbank to adopt Resolution #050706-05 United States Department of Health and Human Services, Office of Clinical and Preventative Services, Elder Health Care Initiative Long Term Care Grant Program, Little Traverse Bay Bands of Odawa Indians Long Term Care Assessment and Planning Project.

Roll call vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-absent, Councilor Roberts-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Treasurer Oldman and supported by Councilor Roberts to adopt Resolution #050706-06 United States Department of Health and Human Services Indian Health Service, Office of Clinical and Preventive Services, Children and

Youth Projects, Little Traverse Bay Bands of Odawa Indians Tribal Children and Youth Project.

Roll call vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-absent, Councilor Roberts-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Councilor Gasco Bentley to approve Enrollment List A - Eligible for Membership dated April 18, 2006, for a total of 13.

Motion withdrawn confidential envelope not received from the Executive.

Motion made by Councilor Shananaquet and supported by Councilor Yellowbank to adopt Tribal Resolution #050706-07 Resolution for Funding Reproduction and Mailing of the Four Directions Video Project for a cost of \$15,000.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-absent, Councilor Roberts-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Councilor Gasco Bentley and supported by Councilor Harrington to adopt Tribal Resolution #050706-08 Resolution Appropriating \$20,000 in Additional Funding to the Client Emergency Assistance from prior Period Funds.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-absent, Councilor Roberts-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Secretary Kiogima and supported by Councilor Gasco Bentley to adopt Tribal Resolution #050706-09 Approval of Policy for Management of Capital Project Funds.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-absent, Councilor Roberts-yes, Councilor Shananaquet-no, Councilor Yellowbank-yes, Treasurer Oldman-abstained, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Councilor Shananaquet and supported by Councilor Harrington to accept the Legislative Leader's report, including the Executive report.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor McNamara)

Motion Carried

Motion made by Councilor Roberts and supported by Councilor Harrington to authorize Tribal Council to attend the Great Plains Trade Show & conference in May 2006.

Vote: 8-Yes, 1-No (Councilor Kiogima), 0-Abstained, 1-Absent (Councilor McNamara)
Motion Carried

Motion made by Treasurer Oldman and supported by Secretary Kiogima to have the Tribal Council representatives submit written reports when attending the New Casino Work Groups.

Vote: 8-Yes, 1-No (Legislative Leader Law), 0-Abstained, 0-Absent
Motion Carried

Motion made by Treasurer Oldman and supported by Councilor Gasco Bentley to accept Councilor Harrington's verbal report.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor McNamara)
Motion Carried

Motion made by Councilor Shananaquet and supported by Councilor Roberts to adjourn.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor McNamara)
Motion Carried

These Minutes have been read and approved as written:

Approved:

Melvin L. Kiogima, Tribal Council Secretary

Date